

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

(NORTHERN DIVISION - RENO)

CORY T. EASTWOOD,

Plaintiff,

vs.

LEHMAN BROTHERS BANK, FSB, a Federal Savings Bank, STEWART TITLE OF NORTHERN NEVADA, QUALITY LOAN SERVICE CORPORATION, MERSCORP, INC., a Virginia corporation, MORTGAGE ELECTRONIC REGISTRATION SYSTEM, INC., a subsidiary of MERSCORP, INC., a Delaware corporation, [MERS]; AURORA LOAN SERVICES, VILLAGE FUNDING, KEVIN CAVALLI individually; and DOES 1-25 CORPORATIONS, DOES and ROES 1-25 Individuals, [Partnerships, or anyone claiming any interest to the property described in the action,

Defendants.

Case No. 3:09-cv-00656-LRH-VPC

**STIPULATION AND ORDER FOR
EXTENSION OF TIME TO ANSWER OR
OTHERWISE RESPOND TO
COMPLAINT**

(FIRST REQUEST)

Plaintiff Cory T. Eastwood and Defendants MERSCORP, Inc. and Mortgage Electronic Registration Systems, Inc. (collectively, "MERS") enter into this stipulation for an extension of time for MERS to respond to the Complaint, in order to promote efficiency, as Plaintiff has filed a

1 Motion to Remand this case to state court (Doc. # 4). Plaintiff and MERS stipulate and agree to
2 the following:

3 1. MERS shall have up to and including **60 days** from entry of this order to answer
4 or otherwise respond to the complaint in the above-captioned matter or **20 days** from the
5 resolution of Plaintiff's Motion to Remand (Doc. # 4) should the Court enter an order resolving
6 Plaintiff's Motion to Remand and any oppositions filed in response before the expiration of the
7 60-day period.

8
9 2. Plaintiff shall file an opposition, if any, on or before thirty days after MERS files
10 its responsive pleading.

11 3. MERS shall file a reply, if any, on or before twenty-one days after plaintiff files
12 his opposition.

13 4. Participation in this Stipulation does not waive or otherwise operate to prejudice
14 MERS' rights to raise any appropriate defense, counterclaim, crossclaim or third party claim
15

16 Respectfully submitted, November 24, 2009

17 /s/ Rick Lawton

18 Rick Lawton, Esq.
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23 *Attorneys for Plaintiff*

/s/ Erica J. Stutman

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*Attorneys for Defendants MERSCORP, Inc. and
Mortgage Electronic Registration Systems, Inc.*

ORDER

24 **IT IS SO ORDERED.**

25
26 DATED: December 7, 2009.

27
28 LARRY R. HICKS
UNITED STATES DISTRICT JUDGE